



US Army Corps
of Engineers®

Nashville District

Public Notice

Public Notice No. 07-09 Date: January 31, 2007

Application No. 7563900 Expires: February 20, 2007

Please address all comments to:
Nashville District Corps of Engineers
Regulatory Branch (Attn: Eric Sinclair)
3701 Bell Road, Nashville, TN 37214.
Telephone: (615) 369-7511, Fax (615) 369-7501.

JOINT PUBLIC NOTICE
US ARMY CORPS OF ENGINEERS
AND
TENNESSEE VALLEY AUTHORITY

SUBJECT: Proposed Excavation for Boat Access at Tennessee River
Mile 538.4, Left Bank, Meigs County, TN

TO ALL CONCERNED: The application described below has been
submitted for a Department of the Army Permit pursuant to **Section
10 of the Rivers and Harbors Act of 1899** and a Tennessee Valley
Authority (TVA) permit pursuant to Section 26a of the TVA Act.
TVA authorized the proposed work by permit dated January 9, 2007.

APPLICANT: Mr. Robert W. Case
191 County Rd
Niota, Tennessee 37826

LOCATION: Wann Branch, Left Bank, Tennessee River Mile 538.4,
Left Bank, Watts Bar Lake, Meigs County, TN, (USGS Ten Mile, TN.
Quadrangle; N35° 39' 17.3", W84° 44' 57.3")

DESCRIPTION: The proposed work consists of excavating
approximately 173 cubic yards of material from Watts Bar Lake for
a boat access channel. The approximate lakeward extension of the
boat access channel would be 60' with a width of 52'. The toe of
the excavation would be at elevation 739.5. Elevation 741.0 is
the normal summer pool for Watts Bar Lake. The work would be
done to allow the applicant boat access to a proposed dock
fronting his property. The excavation would be accomplished with
a track hoe, working from the shore. All excavated material
would be disposed of at an upland location. Also proposed is the
construction of a 32'x 32' fixed, covered dock with two open boat
slips and a 6'x 20' fixed pier.

The Watts Bar Interagency Working Group is reviewing the proposed project to determine if any contaminated sediments are within the work area and if so, are they at a high enough concentration to be a concern.

Plans of the proposed work are attached to this notice.

The decision whether to issue a permit will be based on an evaluation of the probable impacts including cumulative impacts of the activity on the public interest. That decision will reflect the national concern for both protection and utilization of important resources. The benefit which reasonably may be expected to accrue from the work must be balanced against its reasonably foreseeable detriments. All factors which may be relevant to the work will be considered including the cumulative effects thereof; among those are conservation, economics, aesthetics, general environmental concerns, wetlands, cultural values, fish and wildlife values, flood hazards, floodplain values, land use, navigation, shore erosion and accretion, recreation, water supply and conservation, water quality, energy needs, safety, food and fiber production, mineral needs, considerations of property ownership, and, in general, the needs and welfare of the people. A permit will be granted unless the District Engineer determines that it would be contrary to the public interest.

The Corps of Engineers is soliciting comments from the public; federal, state, and local agencies and officials; Indian Tribes; and other interested parties in order to consider and evaluate the impacts of this proposed activity. Any comments received will be considered by the Corps of Engineers to determine whether to issue, modify, condition, or deny a permit for this proposal. To make this decision, comments are used to assess impacts on endangered species, historic properties, water quality, general environmental effects, and the other public interest factors listed above. Comments are used in the preparation of an Environmental Assessment and/or an Environmental Impact Statement pursuant to the National Environmental Policy Act. Comments are also used to determine the need for a public hearing and to determine the overall public interest of the proposed activity.

An Environmental Assessment will be prepared by this office prior to a final decision concerning issuance or denial of the requested Department of the Army Permit.

The National Register of Historic Places has been consulted and no properties listed in or eligible for the National Register are known which would be affected by the proposed work. This review constitutes the full extent of cultural resources investigations unless comment to this notice is received documenting that significant sites or properties exist which may be affected by this work, or that adequately documents that a potential exists for the location of significant sites or properties within the permit area. Copies of this notice are being sent to the office of the State Historic Preservation Officer.

Based on available information, the proposed work will not destroy or endanger any Federally-listed threatened or endangered species or their critical habitats, as identified under the Endangered Species Act. Therefore, we have reached a no effect determination and initiation of formal consultation procedures with the U.S. Fish and Wildlife Service is not planned at this time.

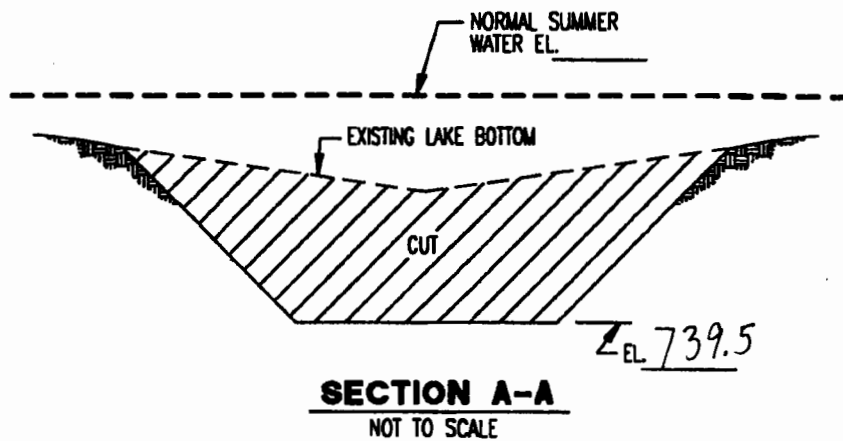
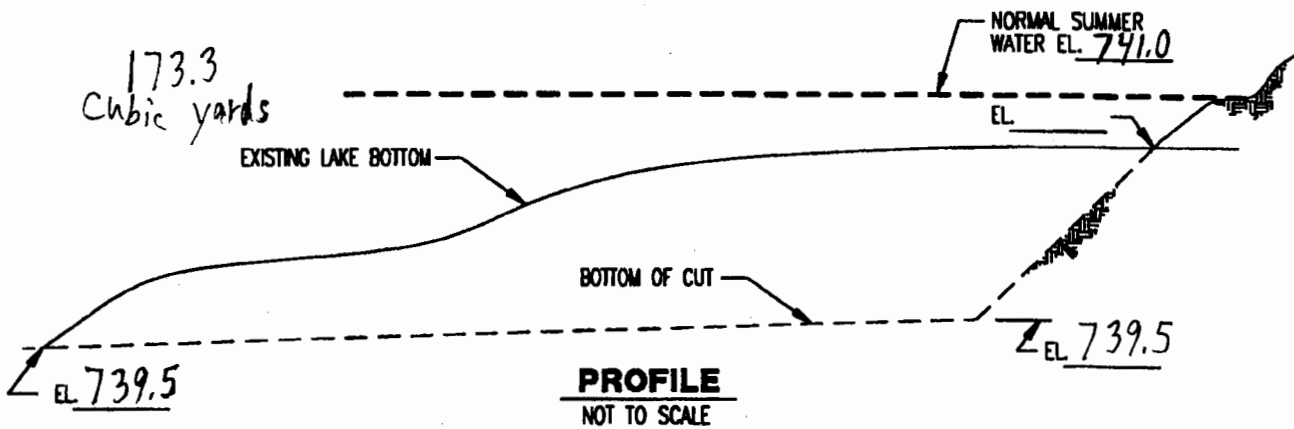
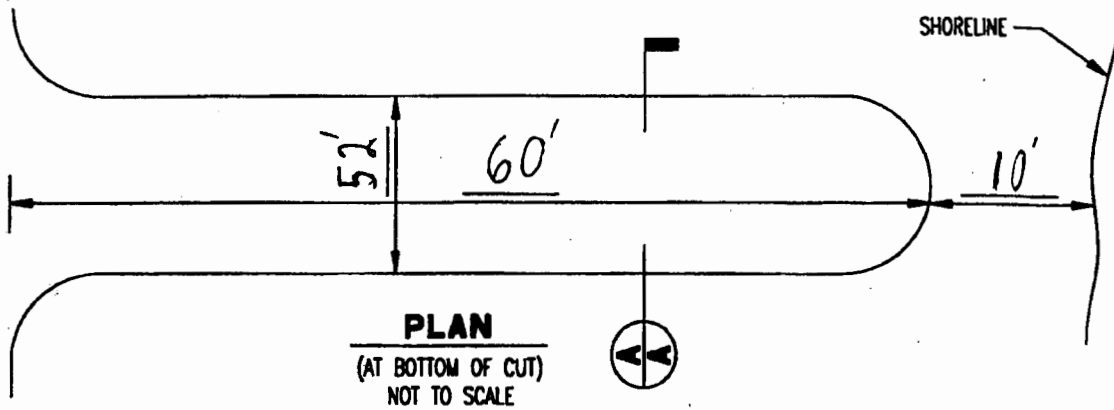
Other federal, state, and/or local approvals may be required for the proposed work.

Any person may request, in writing, within the comment period specified in this notice, that a public hearing be held to consider this application. Requests for public hearings shall state, with particularity, the reasons for holding a public hearing. Written statements received in this office on or before February 20, 2007, will become a part of the record and will be considered in the determination. Any response to this notice should be directed to the Regulatory Branch, Attention: Eric Sinclair, at the above address, (615) 369-7511, Fax (615) 369-7501.

If you received this notice by mail and wish to view all of the diagrams, visit our web site at:
<http://www.lrn.usace.army.mil/cof/notices.htm>, or contact Mr. Sinclair at the above address or phone number.

FILE NO. 756900
PN NO. 07-09
SITE





THE NORMAL SUMMER WATER LEVEL IS: 741.0

DREDGING/EXCAVATION

NOTE:

INCLUDE ALL DIMENSIONS AND ELEVATIONS WHERE INDICATED.

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